

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

OPERATING ENGINEERS,)	
)	
Plaintiff(s),)	
)	
vs.)	No. 03-1271
)	
ELI ENFIRONMENTAL,)	
)	
Defendant(s).)	

ORDER OF DISMISSAL

The Court having been advised by the counsel for the parties that the above action has been settled;

IT IS ORDERED that this action is hereby dismissed without costs and with the right, upon good cause shown within sixty (60) days, to reopen the action if settlement is not consummated.

IT IS SO ORDERED.

DATED: This 20th day of September, 2005

/s/ David RHerndon

UNITED STATES DISTRICT JUDGE